

Request for City Council for the City of Ingleside, Texas

Subject: *Use of Handbills*

Submitted By: *Kimberly Drysdale
City Secretary/HR Director*

For The Agenda Of: *5/27/14*

Attachments: *Excerpt of City Code*

Summary Statement: *Currently we have no direction regarding the distribution of handbills and therefore we don't allow.*

Recommended Action: *Staff is seeking direction if Council wants to allow and if so provide direction in order for a Resolution to be written.*

Ingleside City Code

Sec. 30-92. Depositing garbage, trash and rubbish on public or private property.

- (a) It shall be unlawful for any person to sweep, haul, throw, or deposit any garbage, trash, dirt, concrete, rocks, brick, plaster, tile, stagnant water, dead animals or accumulations of green waste, into, upon, or along any drain, gutter, alley, sidewalk, parkway, street, vacant lots, or upon any public or private property within the city. If handbills are distributed, they must be distributed in a manner prescribed by the city council and written permission from the city manager certifying conformity with the outlined requirements of the city council.
 - (1) Exception: Green waste may be placed on an easement directly adjacent to the property owner's property in preparation of the city's scheduled pick-up in accordance with the conditions set forth in subsection (b).
- (b) It shall be unlawful for any person to have an accumulation of green waste on improved residential and/or multifamily property more than 30 days prior to the city's scheduled pick-up for that area. The city's schedule of regular pick-ups is located at city hall and public works offices.
 - (1) Exception: In the case of unusual environmental conditions or events of a catastrophic nature, the mayor of Ingleside, at his discretion, may waive the required 30-day restriction.
- (c) It shall be unlawful to place and/or allow an accumulation of green waste in any location that may obstruct public streets, sidewalks, or rights-of-way, obscure the view of traffic, or within the 25-foot traffic sign triangle. No green waste, trash, bulky waste or construction debris shall ever be deposited for collection in any place which may cause interference with the normal flow of surface drainage along and through a drainage ditch.
- (d) All green waste to be collected by the city shall be placed at a location so that access to it is not obstructed by overhanging tree limbs, wires or other obstacles which would interfere with mechanical collection. If improperly placed, the city reserves the right to deny collection and/or require abatement in accordance with section 30-95 of this Code.